

ASDO NEPA DOCUMENT ROUTING SHEET

NEPA Document Number: **DOI-BLM-AZ-A030-2014-0001-CX**

Project Title: **Mt. Logan Seismometer Right-of-Way AZA 036515**

Project Lead: **Laurie Ford**

Date that any scoping meeting was conducted: N/A

Date that concurrent, electronic distribution for review was initiated: May 2, 2014

Deadline for receipt of responses: **Tuesday, May 27, 2014**

ID Team/Required Reviewers will be determined at scoping meeting or as a default the following:

Gloria Benson, Tribal Liaison
Whit Bunting, Range/Vegetation/Weeds/S&G
Laurie Ford, Lands/Realty/Minerals
Diana Hawks, Recreation/Wilderness/VRM
John Herron, Cultural Resources
Ray Klein, GCPNM Supervisory Ranger
Jace Lambeth, Special Status Plants
John Sims, Supervisory Law Enforcement
Richard Spotts, Environmental Coordinator
Jeff Young, Wildlife/T&E Animals
Pam McAlpin, Monument Manager, GCPNM

Required Recipients of electronic distribution E-mails only (not reminders):

Steve Rosenstock (E-mail address: srosenstock@azgfd.gov)
Daniel Bulletts (E-mail address: dbulletts@kaibabpaiute-nsn.gov)
Peter Bungart (E-mail address: pbungart@circaculture.com)
Dawn Hubbs (E-mail address: dawn.hubbs101@gmail.com)

(Mr. Rosenstock is an Arizona Game and Fish Department (AGFD) habitat program manager. Mr. Bulletts is acting Environmental Program Director for the Kaibab Paiute Tribe (KPT). Mr. Bungart and Ms. Hubbs are cultural staff for the Hualapai Tribe. They may review and/or forward on ASDO NEPA documents to other employees. If a Project Lead receives comments from any AGFD employee on their draft NEPA document, they should include them in the complete set/administrative record and share them with Jeff Young as the ASDO Wildlife Team Lead. Mr. Young will then recommend how these comments should be addressed. If a Project Lead receives comments from any KPT or Hualapai Tribe employee, they should include them in the complete set/administrative record and share them with Gloria Benson as the ASDO Tribal Liaison. Ms. Benson will then recommend how these comments should be addressed.)

Discretionary Reviewers:

David Van Alfen, Cultural Resources GCPNM
Eathan McIntyre, GCPNM
Mark Rosenthal, FMO
Patrick Fleming, Fire

**NATIONAL ENVIRONMENTAL POLICY ACT (NEPA)
COMPLIANCE RECORD FOR CATEGORICAL EXCLUSIONS (CX)
U.S. Department of Interior
Bureau of Land Management (BLM)**

PART I. – PROPOSED ACTION

BLM Office: Grand Canyon-Parashant
National Monument

NEPA No.: DOI-BLM-AZ-A030-2014-0001-CX
Case File No.: AZA 036515

Proposed Action Title/Type: Mt. Logan Seismometer Right-of-Way

Applicant: Arizona Geological Survey

Location of Proposed Action:

Gila and Salt River Meridian, Arizona

T. 34 N., R. 8 W.,

sec. 18, lot 1.

The right-of-way area described contains 0.169 acre.

Description of Proposed Action: The Arizona Geological Survey proposes to install a permanent broadband seismometer on a ridge just east (about 980 feet) of the BLM's existing Mt. Logan repeater at 36.353/-113.196 within the location described above and as shown on the attached map. The location was selected based on elevation requirements to transmit earthquake data to another Arizona Geological Survey station currently in place near Jacob Lake on the North Rim. Once installed, this site would look similar to the existing North Rim station shown in Figure 1 below.



Figure 1 – Existing Seismometer, North Rim, AZ

Seismometer dimensions are approximately 1.5 feet high and 8 inches in diameter. The seismometer along with a computer (digitizer) would be housed in a plastic container approximately 3 feet in diameter. The container would be placed in a hole in the ground between 3 and 7 feet deep. If digging is too difficult, a smaller container would be used. Cables would run from the computer through a hole in the side of the container into a small trench approximately 10 feet long by 4 inches wide by 2 feet deep to solar panels. This station's data would be sent using a small radio that would sit on a mast approximately 10 to 15 feet high. A solar panel (possibly two depending on

voltage needs) would also be tied to this mast to provide voltage to the computer, seismometer, and radio. Earthquake data would be collected in near real-time and sent to another Arizona Geological Survey station currently in place near Jacob Lake on the North Rim. This station would be operated permanently year-round or until funding is no longer available.

Installation is expected to take approximately 4 days. All vehicle travel to/from the project area would be on existing roads. Vehicles would be parked at the BLM's Mt. Logan repeater and equipment would be hand carried to the site from there. No fencing of the site is proposed at this time, however, should conflicts arise or equipment be damaged from livestock/wildlife use of the area, a fence may be installed if determined necessary.

Right-of-way grant would be subject to all provisions of 43 CFR 2800 including the terms and conditions identified in 43 CFR 2805, rental payments as provided by 43 CFR 2806, and special conditions listed in Part V of this document.

PART II. – PLAN CONFORMANCE REVIEW

This proposed action is subject to the following land use plan(s): Grand Canyon-Parashant National Monument Resource Management Plan (RMP)

Decisions and page nos.: MA-LR-05, page 2-72

No new ROWs or ancillary public facilities should be processed within the Monument except for a) ROWs pursuant to existing policies and practices such as, but not limited to, scientific monitoring stations, repeaters, utilities, water facilities, and access or other needs identified on private or state inholdings, public facilities, or administrative sites; and b) ROWs within the boundary of existing ROWs or designated ROW corridors. ROWs will only be authorized where site-specific NEPA analysis determines that the proposed action is consistent with protections required by the Monument proclamations and with DFCs described in the Approved Plan. Mitigation measures may include underground placement of linear ROWs along existing roads and special protection measures for archaeological resources, among others. (See Special Status Species and Cultural Resources decisions.)

Date plan approved/amended: January 29, 2008

This proposed action has been reviewed for conformance with these plans (43 CFR 1610.5-3, BLM Manual 1601.04.C.2). All travel to and from the proposed location would occur on existing roads and no impacts to Monument objects or values are anticipated. In addition, the proposed action does not conflict with other decisions in the LUP.

PART III. – NEPA COMPLIANCE DETERMINATION REVIEW

A. The proposed action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9, J(3);

Conducting preliminary hazardous materials assessments and site investigations, site characterization studies and environmental monitoring. Included are siting, construction, installation and/or operation of small monitoring devices such as wells, particulate dust counters and automatic air or water samples.

And

B. Extraordinary Circumstances Review: In accordance with 43 CFR 46.215, any action that is normally categorically excluded must be subjected to sufficient environmental review to determine if it meets any of the 12 Extraordinary Circumstances described. If any circumstance applies to the action or project, and existing NEPA documentation does not adequately address it, then further NEPA analysis is required.

IMPORTANT: Appropriate staff should review the circumstances listed in Part IV, check the appropriate box (yes/no), comment and initial for concurrence. Add any appropriate additional reviewers and applicable manager. Rationale supporting the concurrence should be included in the appropriate block. If no response is received from a mandatory reviewer, enter the comment due date along with the notation "No response received." Delete blank rows.

PART IV. – EXTRAORDINARY CIRCUMSTANCES DOCUMENTATION

PREPARERS/REVIEWERS:	DATE:
Laurie Ford, Project Lead	May 29, 2014
Gloria Benson, Tribal Liaison	May 27, 2014 No Response Received
Whit Bunting, Range/Vegetation/Weeds/S&G	May 5, 2014
Diana Hawks, Recreation/Wilderness/VRM	May 5, 2014
John Herron, Cultural Resources	May 27, 2014 No Response Received
Ray Klein, GCPNM Supervisory Ranger	October 7, 2013
Jace Lambeth, Special Status Plants	May 7, 2014
John Sims, Supervisory Law Enforcement	May 28, 2014
Richard Spotts, Environmental Coordinator	May 14, 2014
Jeff Young, Wildlife/T&E Animals	May 23, 2014
David Van Alfen, Cultural Resources GCPNM	April 15, 2014
Eathan McIntyre, GCPNM	May 5, 2014
Mark Rosenthal, Fire Management Officer	May 19, 2014
Patrick Fleming, Fire	May 19, 2014
Pam McAlpin, Monument Manager, GCPNM	May 27, 2014 No Response Received

The action has been reviewed to determine if any of the extraordinary circumstances (43 CFR 46.215(a)-(l)) apply. The project would:

(a) Have significant impacts on public health or safety.

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: No significant impacts on public health and safety would result from the proposed action because of the minimal impacting nature of the proposal.
		Preparer's Initials <u> LF </u>

(b) Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); floodplains (Executive Order 11988); national monuments; migratory birds; and other ecologically significant or critical areas.

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: Authorization of a right-of-way to install a seismometer should have no significant impacts on the national monument and its resources because the location chosen for this scientific monitoring station is outside designated wilderness, outside any area managed to maintain wilderness characteristics and is in a forested location below the hilltop on which the Mt. Logan Repeater is located. Even though it is within a Visual Resource Management Class II area, the seismometer site should not be visible to any observer unless they happen to hike by it while traversing through the forest. No prime farmlands, wetlands, or rivers exist in the project area.
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		<p>The proposed action also should not affect migratory birds protected under the Migratory Bird Treaty Act. No evidence of migratory birds was found during a site visit on May 19, 2014, and no migratory birds are known to occur in the vicinity.</p> <p>No impacts to cultural resources are anticipated. No properties were identified and standard stipulations would be included in a grant.</p> <p style="text-align: right;">Preparer's Initials <u> DH, DV, JY </u></p>
<p>(c) Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102 (2) (E)].</p>		
<p>Yes <input type="checkbox"/></p>	<p>No <input checked="" type="checkbox"/></p>	<p>Rationale: There are no controversial environmental effects or unresolved alternative conflicts concerning alternative use of resources because of the minimal impacting nature of the proposed action.</p> <p style="text-align: right;">Preparer's Initials <u> LF </u></p>
<p>(d) Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.</p>		
<p>Yes <input type="checkbox"/></p>	<p>No <input checked="" type="checkbox"/></p>	<p>Rationale: No. Proposed action is a routine activity similar to previously authorized uses which involved no significant environmental effects and no unique circumstances.</p> <p style="text-align: right;">Preparer's Initials <u> LF </u></p>
<p>(e) Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.</p>		
<p>Yes <input type="checkbox"/></p>	<p>No <input checked="" type="checkbox"/></p>	<p>Rationale: No. Proposed action is similar to previously authorized activities and does not represent a decision in principle about future actions with potentially significant environmental effects. Each environmental monitoring equipment request is assessed individually.</p> <p style="text-align: right;">Preparer's Initials <u> LF </u></p>
<p>(f) Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.</p>		
<p>Yes <input type="checkbox"/></p>	<p>No <input checked="" type="checkbox"/></p>	<p>Rationale: No cumulative effects because all vehicle use is limited to existing roads and the minimal impacting nature of the proposed action. Per specialist input, there would be no more than negligible impacts to Monument objects.</p> <p style="text-align: right;">Preparer's Initials <u> LF </u></p>
<p>(g) Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by the bureau.</p>		
<p>Yes <input type="checkbox"/></p>	<p>No <input checked="" type="checkbox"/></p>	<p>Rationale: Project footprint falls within a previous Class III inventory. No properties were identified. Standard stipulations would be included in a grant.</p> <p style="text-align: right;">Preparer's Initials <u> DV </u></p>

(h) Have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: Proposed site was visited May 19, 2014 and threatened and endangered species data reviewed. The proposed action would not affect any listed wildlife species for the following reasons: no evidence of listed species was found and no listed species are known to occur in the vicinity. Therefore, no Section 7 consultation or conference with the U.S. Fish and Wildlife Service is needed. No special status plant species would be impacted by the proposed action. <div style="text-align: right;">Preparer's Initials <u>JY, JL</u></div>
(i) Violate a Federal law, or a State, local or tribal law or requirement imposed for the protection of the environment.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: Authorization of the proposed action would not violate any laws or environmental protection requirements. <div style="text-align: right;">Preparer's Initials <u>JS, GB</u></div>
(j) Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: No effect on low income or minority populations because proposed action is located in a remote area some distance from residential populations. <div style="text-align: right;">Preparer's Initials <u>LF</u></div>
(k) Limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (Executive Order 13007).		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: Proposed action would not impact access to, use of, or the physical integrity of sacred sites. <div style="text-align: right;">Preparer's Initials <u>GB</u></div>
(l) Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112).		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Rationale: Proposed action as mitigated is not anticipated to impact the noxious weeds program or non-native invasive species. <div style="text-align: right;">Preparer's Initials <u>WB</u></div>

PART V. – COMPLIANCE REVIEW CONCLUSION

I have reviewed this plan conformance and NEPA compliance record, and have determined that the proposed project is in conformance with the approved land use plan and that no further environmental analysis is required.

I considered the low/minimum impacting nature of the proposal along with the additional mitigation measures/special conditions identified below which would not cause appreciable damage or disturbance to the public lands, their resources, or improvements. All travel would be on existing roads and/or on foot. No impacts to Monument objects or values are anticipated


MITIGATION MEASURES/SPECIAL CONDITIONS/OTHER REMARKS:

1. Construction/maintenance sites would be maintained in a sanitary condition at all times; waste materials at those sites would be disposed of promptly at an appropriate waste disposal site. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment. "Waste" also includes the creation of micro-trash such as bottle caps, pull tabs, broken glass, cigarette butts, small plastic, food materials, bullets, bullet casings, etc. No micro-trash would be left at construction/maintenance sites and trash receptacles used at construction/maintenance sites would be wildlife proof.
2. At no time would vehicle or equipment fluids (including motor oil and lubricants) be dumped on public lands. All accidental spills would be reported to the authorized officer and be cleaned up immediately, using best available practices and requirements of the law, and disposed of in an authorized disposal site. All spills of federally or state listed hazardous materials which exceed the reportable quantities would be promptly reported to the appropriate state agency and the authorized officer.
3. Any surface or sub-surface archaeological, historical, or paleontological remains not covered in the Cultural Resource Project Record discovered during construction, maintenance, or use would be left intact; all work in the area would stop immediately and the authorized officer (435-688-3202) would be notified immediately. Recommencement of work would be allowed upon clearance by the authorized officer in consultation with the archaeologist.
4. An additional archaeological survey would be required in the event the proposed project location is changed, or additional surface disturbing activities are added to the project after the initial survey. Any such survey would have to be completed prior to commencement of the project.
5. If in connection with use any human remains, funerary objects, sacred objects, or objects of cultural patrimony as defined in the Native American Graves Protection and Repatriation Act (P. L. 101-601; 104 Stat. 3048; 25 U.S.C. 3001) are discovered, the holder would stop use in the immediate area of the discovery, protect the remains and objects, and immediately notify the authorized officer. The holder would continue to protect the immediate area of the discovery until notified by the authorized officer that use may resume.
6. There is potential for the spread of noxious and invasive weeds from equipment contaminated with weed seed and/or biomass. To reduce this potential, the holder would thoroughly power wash and remove all vegetative material and soil before transporting equipment to the work site to help minimize the threat of spreading noxious and invasive weeds. This includes trucks, trailers, and all other machinery. In addition, the holder would be responsible for the eradication of noxious weeds within the right-of-way area throughout the term of the right-of-way. The holder would be respon-

sible for consultation with the authorized officer and local authorities for implementing acceptable weed treatment methods. Any use of chemical treatments would be made using only chemicals approved in the *Final Vegetation Treatments Using Herbicides on Bureau of Land Management Lands in 17 Western States Programmatic Environmental Impact Statement* (June 2007b), by a state certified applicator who would abide by all safety and application guidelines as listed on the product label and Material Safety Data Sheet. Any reclamation efforts requiring seeding would be done with certified, weed-free native seed, using a seed mix approved by the authorized officer.

7. Use of herbicides would comply with the applicable Federal and state laws. Herbicides would be used only in accordance with their registered uses and within limitations imposed by the Secretary of the Interior. Prior to the use of herbicides, the holder would obtain from the authorized officer written approval of a plan showing the type and quantity of material to be used, weed(s) to be controlled, method of application, location of storage and mixing areas, method of cleansing and disposing of containers, and any other information deemed necessary by the authorized officer. Emergency use of herbicides would be approved in writing by the authorized officer prior to such use.
8. Where California condors visit a worksite while activities are underway, the on-site supervisor would avoid interaction with condors. Authorized activities would be modified, relocated, or delayed if those activities have adverse effects on condors. Authorized activities would cease until the bird leaves on its own or until techniques are employed by permitted personnel that result in the individual condor leaving the area. The holder is required to notify the Bureau of Land Management wildlife lead (435-688-3373) of this interaction within 24 hours of its occurring. Heavy machinery must not be operated within 0.5 mile of active California condor nests during the nesting season (February 1- November 30), or as long as the nest is viable. Information regarding active condor nests can be obtained from BLM's wildlife team lead at (435) 688-3373.
9. The holder would be responsible to follow all fire restriction orders. When fire restriction orders are in place, the holder would obtain an exemption letter from the authorized officer prior to using any welding or metal cutting equipment.
10. All flammable material, including dead vegetation, dry grasses, and down trees would be cleared for a minimum of 10 feet from areas of equipment operation that may generate sparks or flames. If standing dead trees are within the proposed work area, an alternate work area should be selected to eliminate the risk associated with this hazard.
11. All internal combustion engines, both stationary and mobile, would be equipped with approved spark arresters that have been maintained in good working condition. Light trucks and cars with factory-installed mufflers in good condition may be used on roads cleared of all vegetation with no additional equipment required. Vehicles equipped with catalytic converters are potential fire hazards and would be parked on cleared areas only.
12. The holder would do everything reasonable, both independently and/or upon request of the authorized officer to prevent and suppress fires caused by their activity on or near lands utilized. Compensation may be required of the holder for Federal, state, or private interests in suppression and rehabilitation expenses.
13. All surface disturbance, would be kept to the minimum necessary to accomplish the task. Construction and reclamation activities would be designed to minimize long-term impacts to natural lines, form, textures and color contrast. Reclamation methods would avoid disturbing more area or exposing greater color contrast than resulted from the original operation.

14. The holder would remove only the minimum amount of vegetation necessary for the installation of structures and facilities. The topmost three inches of soil would be conserved in stockpiles within the right-of-way during excavation and reused as cover on disturbed areas to facilitate regrowth of vegetation. After backfilling and recontouring have taken place, the holder would uniformly spread the conserved topsoil over all unoccupied disturbed areas. Spreading would not be done when the ground or topsoil is wet.
15. Construction holes left open overnight would be covered. Covers would be secured in place and would be strong enough to prevent livestock or wildlife from falling through and into a hole.
16. The holder would seed all disturbed areas, by evenly and uniformly broadcasting the seed mixture as determined by the authorized officer over the disturbed area and raking the area to cover the seed. Seeding would be repeated if a satisfactory stand is not obtained as determined by the authorized officer upon evaluation after the first growing season. The seed mixture would be planted in the amounts specified in pounds of pure live seed (PLS)/acre. There would be no primary or secondary noxious weed seed in the seed mixture. Seed would be tested and the viability testing of seed would be done in accordance with State law(s) and within nine months prior to purchase. Commercial seed would be either certified or registered seed. The seed mixture container would be tagged in accordance with state law(s) and available for inspection by the authorized officer.

APPROVING OFFICIAL:  DATE: 6/5/2014

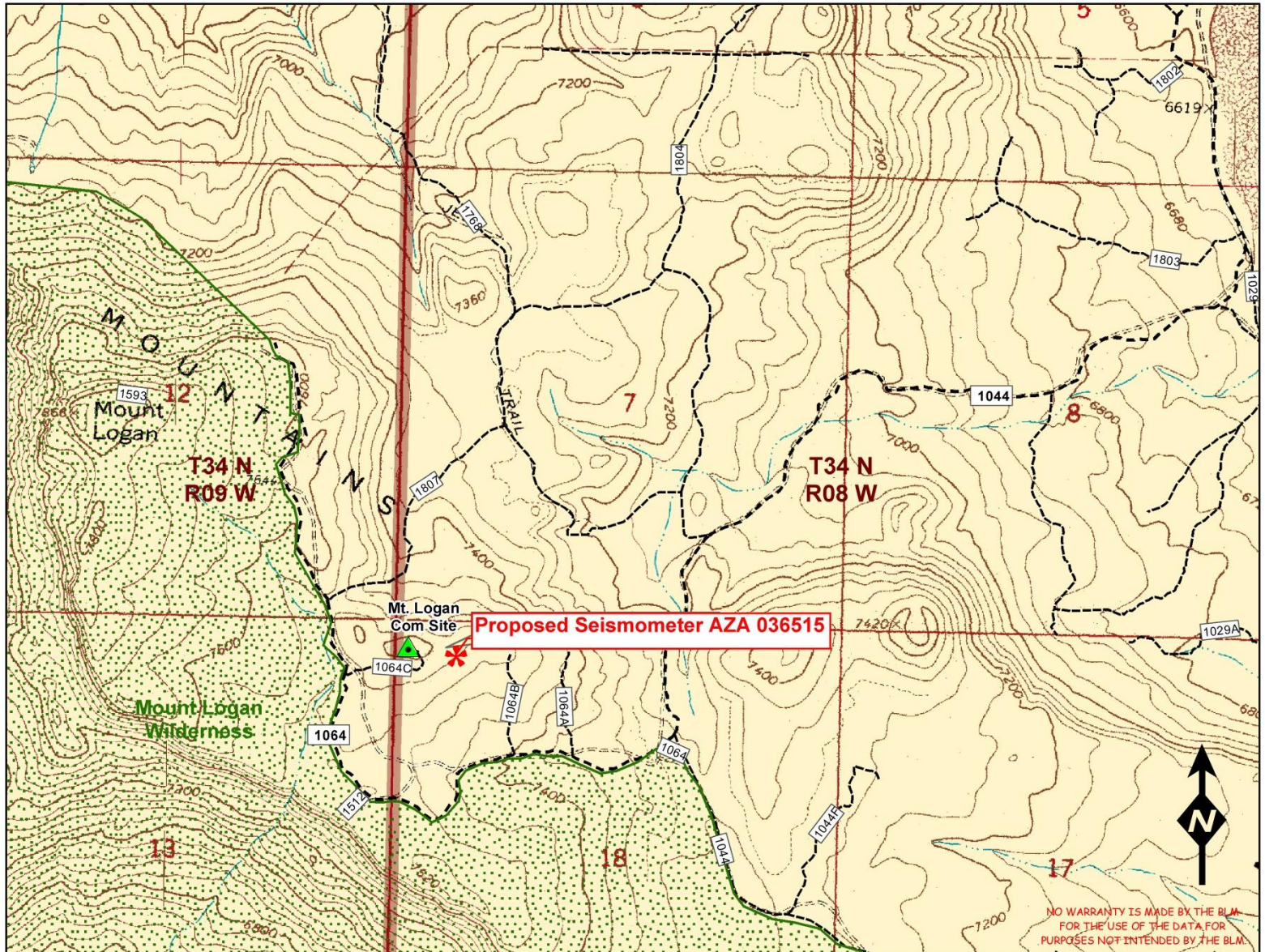
TITLE: Monument Manager, Grand Canyon-Parashant National Monument

Note: The signed conclusion on this compliance record is part of an interim step in the BLM's internal decision process and does not constitute an appealable decision. A separate decision to implement the action should be prepared in accordance with program specific guidance.

LOCATION MAP

Mt. Logan Seismometer Right-of-Way AZA 036515

NEPA No.: DOI-BLM-AZ-A030-2014-0001-CX



DECISION MEMORANDUM

Mt. Logan Seismometer Right-of-Way AZA 036515

NEPA No.: DOI-BLM-AZ-A030-2014-0001-CX

U.S. Department of the Interior

Bureau of Land Management

Grand Canyon-Parashant National Monument

Approval and Decision

Based on a review of the project described in the attached Categorical Exclusion (CX) documentation and resource staff recommendations, I have determined that the project is in conformance with the Grand Canyon-Parashant National Monument Resource Management Plan (approved January 29, 2008) and is categorically excluded from further environmental analysis. It is my decision to approve the action as proposed with the mitigation measures/special conditions identified in Part V of the CX.

Administrative Review or Appeal Opportunities


This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 and the attached Form 1842-1. If an appeal is taken, your notice of appeal must be filed in the Grand Canyon-Parashant National Monument Office, 345 East Riverside Drive, St. George, Utah 84790 within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

In accordance with 43 CFR 2801.10(b), this decision remains in effect pending appeal unless a stay is granted. If you wish to file a petition pursuant to regulations at 43 CFR 2801.10 for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the Department of the Interior, Office of the Field Solicitor, Sandra Day O'Connor U.S. Court House #404, 401 West Washington Street SPC44, Phoenix, AZ 85003-2151 (see 43 CFR 4.413) at the same time the original documents are filed in this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulations, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.


Pamela D. McAlpin, Monument Manager

6/5/2014
Date

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

INFORMATION ON TAKING APPEALS TO THE INTERIOR BOARD OF LAND APPEALS

DO NOT APPEAL UNLESS

1. This decision is adverse to you,
AND
2. You believe it is incorrect

IF YOU APPEAL, THE FOLLOWING PROCEDURES MUST BE FOLLOWED

1. NOTICE OF
APPEAL.....

A person who wishes to appeal to the Interior Board of Land Appeals must file in the office of the officer who made the decision (not the Interior Board of Land Appeals) a notice that he wishes to appeal. A person served with the decision being appealed must transmit the *Notice of Appeal* in time for it to be filed in the office where it is required to be filed within 30 days after the date of service. If a decision is published in the FEDERAL REGISTER, a person not served with the decision must transmit a *Notice of Appeal* in time for it to be filed within 30 days after the date of publication (43 CFR 4.411 and 4.413).

2. WHERE TO FILE

Monument Manager
Grand Canyon-Parashant National Monument
345 East Riverside Drive
St. George, Utah 84790

NOTICE OF APPEAL.....

WITH COPY TO
SOLICITOR...

Office of the Field Solicitor
Sandra Day O'Connor US Courthouse, Suite 404
401 West Washington Street, SPC-44
Phoenix, Arizona 85003-2151

3. STATEMENT OF REASONS

Within 30 days after filing the *Notice of Appeal*, file a complete statement of the reasons why you are appealing. This must be filed with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. If you fully stated your reasons for appealing when filing the *Notice of Appeal*, no additional statement is necessary (43 CFR 4.412 and 4.413).

WITH COPY TO
SOLICITOR.....

Office of the Field Solicitor
Sandra Day O'Connor US Courthouse, Suite 404
401 West Washington Street
Phoenix, Arizona 85003-2151

AND COPY TO.....

Monument Manager
Grand Canyon-Parashant National Monument
Bureau of Land Management
345 East Riverside Drive
St. George, Utah 84790

4. ADVERSE PARTIES.....

Within 15 days after each document is filed, each adverse party named in the decision and the Regional Solicitor or Field Solicitor having jurisdiction over the State in which the appeal arose must be served with a copy of: (a) the *Notice of Appeal*, (b) the Statement of Reasons, and (c) any other documents filed (43 CFR 4.413).

5. PROOF OF SERVICE.....

Within 15 days after any document is served on an adverse party, file proof of that service with the United States Department of the Interior, Office of Hearings and Appeals, Interior Board of Land Appeals, 801 N. Quincy Street, MS 300-QC, Arlington, Virginia 22203. This may consist of a certified or registered mail "Return Receipt Card" signed by the adverse party (43 CFR 4.401(c)).

6. REQUEST FOR STAY.....

Except where program-specific regulations place this decision in full force and effect or provide for an automatic stay, the decision becomes effective upon the expiration of the time allowed for filing an appeal unless a petition for a stay is timely filed together with a *Notice of Appeal* (43 CFR 4.21). If you wish to file a petition for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Interior Board of Land Appeals, the petition for a stay must accompany your *Notice of Appeal* (43 CFR 4.21 or 43 CFR 2801.10 or 43 CFR 2881.10). A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the *Notice of Appeal* and Petition for a Stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay. Except as otherwise provided by law or other pertinent regulations, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards: (1) the relative harm to the parties if the stay is granted or denied, (2) the likelihood of the appellant's success on the merits, (3) the likelihood of immediate and irreparable harm if the stay is not granted, and (4) whether the public interest favors granting the stay.

Unless these procedures are followed, your appeal will be subject to dismissal (43 CFR 4.402). Be certain that all communications are identified by serial number of the case being appealed.

NOTE: A document is not filed until it is actually received in the proper office (43 CFR 4.401(a)). See 43 CFR Part 4, Subpart B for general rules relating to procedures and practice involving appeals.

43 CFR SUBPART 1821--GENERAL INFORMATION

Sec. 1821.10 Where are BLM offices located? (a) In addition to the Headquarters Office in Washington, D.C. and seven national level support and service centers, BLM operates 12 State Offices each having several subsidiary offices called Field Offices. The addresses of the State Offices can be found in the most recent edition of 43 CFR 1821.10. The State Office geographical areas of jurisdiction are as follows:

STATE OFFICES AND AREAS OF JURISDICTION:

Alaska State Office ----- Alaska
Arizona State Office ----- Arizona
California State Office ----- California
Colorado State Office ----- Colorado
Eastern States Office ----- Arkansas, Iowa, Louisiana, Minnesota, Missouri
and, all States east of the Mississippi River
Idaho State Office ----- Idaho
Montana State Office ----- Montana, North Dakota and South Dakota
Nevada State Office ----- Nevada
New Mexico State Office ---- New Mexico, Kansas, Oklahoma and Texas
Oregon State Office ----- Oregon and Washington
Utah State Office ----- Utah
Wyoming State Office ----- Wyoming and Nebraska

(b) A list of the names, addresses, and geographical areas of jurisdiction of all Field Offices of the Bureau of Land Management can be obtained at the above addresses or any office of the Bureau of Land Management, including the Washington Office, Bureau of Land Management, 1849 C Street, NW, Washington, DC 20240.

(Form 1842-1, September 2006)